

SENATE BILL No. 499

DIGEST OF INTRODUCED BILL

Citations Affected: IC 5-28; IC 21-41-5-3.

Synopsis: Green jobs promotion by the IEDC and Ivy Tech. Requires the Indiana economic development corporation (IEDC) to put an emphasis on developing environmentally conscious clean technology and renewable energy businesses in the biofuels, building, and industrial or retail product categories when providing incentives. Provides that grants may be directed to these businesses, including grants for workforce training. Requires Ivy Tech Community College to emphasize jobs in environmentally conscious clean technology and renewable energy businesses in the biofuels, building, and industrial or retail product categories with respect to adult worker training.

Effective: July 1, 2009.

Skinner

January 15, 2009, read first time and referred to Committee on Commerce, Public Policy & Interstate Cooperation.

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Introduced

First Regular Session 116th General Assembly (2009)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2008 Regular Session of the General Assembly.

SENATE BILL No. 499

A BILL FOR AN ACT to amend the Indiana Code concerning state offices and administration.

Be it enacted by the General Assembly of the State of Indiana:

SECTION 1. IC 5-28-1-1, AS ADDED BY P.L.4-2005, SECTION 34, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2009]: Sec. 1. (a) It is the intent of the general assembly to improve the quality of life for the citizens of Indiana by encouraging the:

- (1) diversification of Indiana's economy and the orderly economic development and growth of Indiana;
- (2) creation of new jobs, **with an emphasis on jobs in green businesses;**
- (3) retention of existing jobs;
- (4) growth and modernization of existing industry; and
- (5) promotion of Indiana.

(b) The general assembly finds the following:

- (1) Certain activities associated with the functions listed in subsection (a) may not work properly with the traditional responsibilities and activities of state agencies.
- (2) The functions listed in subsection (a) can be achieved most efficiently by a body politic and corporate that:



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- 1 (A) serves the interests of the state by carrying out the
 2 programs set forth in this article;
 3 (B) is free from certain administrative restrictions that would
 4 hinder its performance; and
 5 (C) possesses broad powers designed to maximize the state's
 6 economic development efforts.
- 7 (3) The corporation established by this article will:
 8 (A) lead the state's economic development efforts;
 9 (B) carry out the programs under this article, including the
 10 providing of grants and loans; and
 11 (C) perform other essential public services for the state.
- 12 (4) In return for the corporation's economic development efforts
 13 to carry out the functions listed in subsection (a), the general
 14 assembly should appropriate state funds to the corporation.

15 SECTION 2. IC 5-28-2-4.5 IS ADDED TO THE INDIANA CODE
 16 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE JULY
 17 1, 2009]: **Sec. 4.5. "Green businesses" means environmentally**
 18 **conscious clean technology and renewable energy businesses in the**
 19 **biofuels, building, and industrial or retail product categories.**

20 SECTION 3. IC 5-28-6-1, AS ADDED BY P.L.4-2005, SECTION
 21 34, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1,
 22 2009]: Sec. 1. The corporation shall do the following:

- 23 (1) Create and regularly update a strategic economic development
 24 plan, **with an emphasis on green businesses.**
 25 (2) Establish strategic benchmarks and performance measures.
 26 (3) Monitor and report on Indiana's economic performance.
 27 (4) Market Indiana to businesses worldwide.
 28 (5) Assist Indiana businesses that want to grow.
 29 (6) Solicit funding from the private sector for selected initiatives.
 30 (7) Provide for the orderly economic development and growth of
 31 Indiana.
 32 (8) Establish and coordinate the operation of programs commonly
 33 available to all citizens of Indiana to implement a strategic plan
 34 for the state's economic development and enhance the general
 35 welfare.
 36 (9) Evaluate and analyze the state's economy to determine the
 37 direction of future public and private actions, and report and make
 38 recommendations to the general assembly in an electronic format
 39 under IC 5-14-6 with respect to the state's economy.

40 SECTION 4. IC 5-28-6-2, AS AMENDED BY P.L.120-2008,
 41 SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
 42 JULY 1, 2009]: Sec. 2. (a) The corporation shall develop and promote

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1 programs designed to make the best use of Indiana resources to ensure
 2 a balanced economy and continuing economic growth for Indiana, and,
 3 for those purposes, may do the following:

4 (1) Cooperate with federal, state, and local governments and
 5 agencies in the coordination of programs to make the best use of
 6 Indiana resources.

7 (2) Receive and expend funds, grants, gifts, and contributions of
 8 money, property, labor, interest accrued from loans made by the
 9 corporation, and other things of value from public and private
 10 sources, including grants from agencies and instrumentalities of
 11 the state and the federal government. The corporation:

12 (A) may accept federal grants for providing planning
 13 assistance, making grants, or providing other services or
 14 functions necessary to political subdivisions, planning
 15 commissions, or other public or private organizations;

16 (B) shall administer these grants in accordance with the terms
 17 of the grants; and

18 (C) may contract with political subdivisions, planning
 19 commissions, or other public or private organizations to carry
 20 out the purposes for which the grants were made.

21 (3) Direct that assistance, information, and advice regarding the
 22 duties and functions of the corporation be given to the corporation
 23 by an officer, agent, or employee of the executive branch of the
 24 state. The head of any other state department or agency may
 25 assign one (1) or more of the department's or agency's employees
 26 to the corporation on a temporary basis or may direct a division
 27 or an agency under the department's or agency's supervision and
 28 control to make a special study or survey requested by the
 29 corporation.

30 (b) The corporation shall perform the following duties:

31 (1) Develop and implement industrial development programs to
 32 encourage expansion of existing industrial, commercial, and
 33 business facilities in Indiana and to encourage new industrial,
 34 commercial, and business locations in Indiana.

35 (2) Assist businesses and industries in acquiring, improving, and
 36 developing overseas markets and encourage international plant
 37 locations in Indiana. The corporation, with the approval of the
 38 governor, may establish foreign offices to assist in this function.

39 (3) Promote the growth of minority business enterprises by doing
 40 the following:

41 (A) Mobilizing and coordinating the activities, resources, and
 42 efforts of governmental and private agencies, businesses, trade

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associations, institutions, and individuals.

(B) Assisting minority businesses in obtaining governmental or commercial financing for expansion or establishment of new businesses or individual development projects.

(C) Aiding minority businesses in procuring contracts from governmental or private sources, or both.

(D) Providing technical, managerial, and counseling assistance to minority business enterprises.

(4) Assist the office of the lieutenant governor in:

(A) community economic development planning;

(B) implementation of programs designed to further community economic development; and

(C) the development and promotion of Indiana's tourist resources.

(5) Assist the secretary of agriculture and rural development in promoting and marketing of Indiana's agricultural products and provide assistance to the director of the Indiana state department of agriculture.

(6) With the approval of the governor, implement federal programs delegated to the state to carry out the purposes of this article.

(7) Promote the growth of small businesses by doing the following:

(A) Assisting small businesses in obtaining and preparing the permits required to conduct business in Indiana.

(B) Serving as a liaison between small businesses and state agencies.

(C) Providing information concerning business assistance programs available through government agencies and private sources.

(8) Establish a public information page on its current Internet site on the world wide web. The page must provide the following:

(A) By program, cumulative information on the total amount of incentives awarded, the total number of companies that received the incentives and were assisted in a year, and the names and addresses of those companies.

(B) A mechanism on the page whereby the public may request further information online about specific programs or incentives awarded.

(C) A mechanism for the public to receive an electronic response.

(9) Promote the development and growth of green businesses

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by doing the following:

(A) Encouraging the development of the biofuels industry in Indiana, including making grants available to enhance biofuels workforce development and maximize biofuels development, production, distribution, retail infrastructure, and consumer purchases in Indiana.

(B) Encouraging the development of the green building industry in Indiana, including making grants available to enhance workforce development for green building processes and assist in the development and growth of a market for environmentally conscious and energy efficient green building processes.

(C) Attracting and leveraging private sector investments and entrepreneurial growth in environmentally conscious clean technology and renewable energy products and businesses, including making grants available to enhance workforce development in these businesses.

(c) The corporation may do the following:

(1) Disseminate information concerning the industrial, commercial, governmental, educational, cultural, recreational, agricultural, and other advantages of Indiana.

(2) Plan, direct, and conduct research activities.

(3) Assist in community economic development planning and the implementation of programs designed to further community economic development.

SECTION 5. IC 21-41-5-3, AS ADDED BY P.L.2-2007, SECTION 282, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2009]: Sec. 3. It is the primary purpose of Ivy Tech Community College to provide educational opportunities and appropriate workforce development, assessment, and training services to:

(1) employees of employers whose productivity and competitiveness will be enhanced by targeted employee education and training courses and programs delivered in the employer's workplace;

(2) students who require additional education before enrolling in college level courses at either a two (2) year or a four (4) year institution;

(3) individuals who have graduated from high school and are more interested in continuing their education in a general, liberal arts, occupational, or technical program at a two (2) year, nonresidential college;

(4) individuals who have graduated from high school and want to

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1 earn credits that will transfer to a four (4) year college;
2 (5) students who do not complete work at a four (4) year college
3 or who are referred by a four (4) year college to Ivy Tech
4 Community College;
5 (6) students who complete their work at a four (4) year college but
6 would like to supplement that education to improve existing skills
7 or acquire new skills; and
8 (7) adult workers who need and desire retraining or additional
9 training of an occupational or technical nature for the workplace,
10 **with an emphasis on jobs in environmentally conscious clean**
11 **technology and renewable energy businesses in the biofuels,**
12 **building, and industrial or retail product categories.**

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